

That the *Arsiden* would be effective as a treatment for poll evil, fistulous withers, and other chronic infections of horses and cattle, and as a tissue building tonic;

That the *Dencolten* was an effective aid in the treatment of simple colds, flu, bronchitis, and other diseases of the air passages of animals and poultry;

That the *Rex wheat germ oil* was effective as an aid in the prevention and treatment of sterility and breeding difficulties, in preventing abortion, and in increasing resistance to disease.

The above statements in the labeling of the articles were false and misleading since the articles would not be effective for the purposes represented and suggested.

DISPOSITION: February 1, 1949. The Denver Serum Co. having appeared as claimant for the products, *Denhalant*, *Arsiden*, and *Dencolten*, and the booklets entitled "Denver Serum Co. Veterinary Supplies," judgment of condemnation was entered against the claimed drugs, which were ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. None of the booklets had been seized, and action against the booklets subsequently was dismissed.

The VioBin Corp. appeared as claimant for the *Rex wheat germ oil* and filed an answer denying that the booklets shipped by the Denver Serum Co. constituted labeling of the product. However, on January 31, 1950, the VioBin Corp. having entered into a stipulation admitting that the *Rex wheat germ oil* was misbranded, judgment of condemnation was entered and the court ordered that the product be disposed of by the United States marshal. Accordingly, the product was destroyed.

3219. Misbranding of Gall-Vet. U. S. v. 99 Bottles, etc. (F. D. C. No. 29090. Sample No. 47666-K.)

LABEL FILED: May 11, 1950, Eastern District of North Carolina.

ALLEGED SHIPMENT: On or about March 4 and December 9, 1949, by the Sal-Vet Mfg. Co., from Cleveland, Ohio.

PRODUCT: 99 2-ounce bottles and 54 8-ounce bottles of *Gall-Vet* at Wilson, N. C., together with a number of accompanying circulars entitled "Heal It With Gall Vet." Analysis showed that the product consisted of a water and alcohol solution of boric acid and methyl violet.

LABEL, IN PART: "Gall Vet * * * Contains 12% Medicated Alcohol Pyoktanin."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the labeling of the article, which statements represented and suggested that the article was effective to restore flesh and skin to a healthy, normal condition, and to heal cuts and sores of any kind, anywhere, on any animal, were false and misleading since the article was not effective for such purposes; and, Section 502 (e) (2), the article was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each active ingredient since "Medicated Alcohol" and "Pyoktanin" are not the common or usual names, respectively, for isopropyl alcohol and methyl violet.

DISPOSITION: July 22, 1950. Default decree of condemnation and destruction.